IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8976 OF 2005

Jaysingh Dinkar Kadu .. Petitioner

Versus

Pandharinath Ganpat Dorge

and Ors. .. Respondents

Mr.S.V.Sadavarte for petitioner

CORAM : S.C.DHARMADHIKARI, J.

DATE : 21st February 2006.

P.C.

. Heard Mr.Sadavarte for petitioner. Delay of 7 years and 151 days in filing civil appeal by petitioner, has rightly not been condoned by the

lower appellate court. The explanation given that some other defendant would defend the right, title and interest of petitioner in the suit land can hardly be said to be a sufficient cause for not approaching the appellate court in time. Petition dismissed.

(S.C.DHARMADHIKARI, J)